

Kansas Department of Health and Environment
Proposed New Regulations

Article 15a. Primary Drinking Water Regulations

PUBLIC NOTIFICATION OF DRINKING WATER VIOLATIONS

28-15a-201. General requirements for public notification. Each person who operates a public water supply system shall comply with 40 CFR 141.201 and appendices A, B, and C to subpart Q of part 141, as in effect on July 1, 2003 and hereby adopted by reference, with the exception that endnote 8 to appendix B shall be replaced with the following text:

“There are various regulations that set turbidity standards for different types of public water supply systems, including 40 CFR 141.13, the 1989 surface water treatment rule (SWTR), the 1998 interim enhanced surface water treatment rule (IESWTR) and the 2001 long term 1 enhanced surface water treatment rule (LT1ESWTR). For public water supply systems subject to the IESWTR (systems serving at least 10,000 people, using surface water or groundwater under the influence of surface water) that use conventional or direct filtration, after January 1, 2002, the turbidity level of a public water supply system’s combined filter effluent shall not exceed 0.3 NTU in at least 95 percent of monthly measurements, and the turbidity level of a public water supply system’s combined filter effluent shall not exceed 1 NTU at any time. Public water supply systems subject to the IESWTR using technologies other than conventional, direct, slow sand, or diatomaceous earth filtration shall meet turbidity limits set by the primacy agency. For public water supply systems subject to the LT1ESWTR (public water supply systems serving fewer than 10,000 people, using surface water or groundwater

under the influence of surface water) that use conventional or direct filtration, after January 1, 2005 the turbidity level of a public water supply system's combined filter effluent shall not exceed 0.3 NTU in at least 95 percent of monthly measurements, and the turbidity level of a public water supply system's combined filter effluent shall not exceed 1 NTU at any time. Public water supply systems subject to the LT1ESWTR using technologies other than conventional, direct, slow sand, or diatomaceous earth filtration shall meet turbidity limits set by the primacy agency." (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)

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28-15a-202. Tier 1 public notice: form, manner, and frequency of notice. The provisions of 40 CFR 141.202, as in effect on July 1, 2003, are hereby adopted by reference. (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)

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28-15a-203. Tier 2 public notice: form, manner, and frequency of notice. The provisions of 40 CFR 141.203, as in effect on July 1, 2003, are hereby adopted by reference. (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)

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28-15a-204. Tier 3 public notice: form, manner, and frequency of notice. The provisions of 40 CFR 141.204, as in effect on July 1, 2003, are hereby adopted by reference. (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)

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28-15a-205. Content of public notice. The provisions of 40 CFR 141.205, as in effect on July 1, 2003, are hereby adopted by reference. (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)

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28-15a-206. Notice to new billing units or new customers. The provisions of 40 CFR 141.206, as in effect on July 1, 2003, are hereby adopted by reference. (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)

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28-15a-207. Special notice of availability of results of unregulated contaminant monitoring.

Each person operating a public water supply system that is required to monitor for unregulated contaminants under 40 CFR 141.40 shall comply with the provisions of 40 CFR 141.207, as in effect on July 1, 2003 and hereby adopted by reference. (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)

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28-15a-208. Special notice for exceedance of the secondary maximum contaminant level (SMCL) for fluoride. The provisions of 40 CFR 141.208, as in effect on July 1, 2003, are hereby adopted by reference. (Authorized by and implementing K.S.A. 65-171m; effective

P-_____.)

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28-15a-209. Special notice for nitrate exceedances above MCL by non-community water supply systems (NCWSS). The provisions of 40 CFR 141.209, as in effect on July 1, 2003, are hereby adopted by reference. (Authorized by and implementing K.S.A. 65-171m; effective P-_____.)

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28-15a-210. Notice by department on behalf of the public water supply system. The provisions of 40 CFR 141.210, as in effect on July 1, 2003, are hereby adopted by reference.

(Authorized by and implementing K.S.A. 65-171m; effective P-_____.)